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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

JASON KIBBEE,

Plaintiffs,

vs.

SMITH-PALLUCK ASSOCIATES CORP.,
doing business as LAS VEGAS ATHLETIC
CLUBS,

Defendants.

Case No.: 2:18-cv-01848-APG-GWF

**JOINT MOTION AND ORDER TO
EXTEND TIME FOR PLAINTIFF TO
FILE RESPONSE AND DEFENDANT TO
FILE REPLY TO MOTION TO DISMISS
AMENDED COMPLAINT [ECF DKT. 24]**

[FIRST REQUEST]

Plaintiff Jason Kibbee ("Plaintiff"), by and through his counsel of record, and Defendant Smith-Palluck Associates Corp., doing business as Las Vegas Athletic Clubs ("LVAC") have agreed to the following:

1. On September 24, 2018, the Plaintiff filed his Complaint. [ECF Dkt. 1]
JOINT MOTION AND ORDER TO EXTEND TIME FOR PLAINTIFF TO FILE RESPONSE AND
DEFENDANT TO FILE REPLY TO MOTION TO DISMISS AMENDED COMPLAINT [ECF DKT. 24][FIRST
REQUEST] - 1

1 2. On November 16, 2018, LVAC filed a Motion to Dismiss Complaint. [ECF Dkt. 7]

2 3. On December 10, 2018, Plaintiff filed his Amended Complaint. [ECF Dkt. 16]

3 4. On January 14, 2019, LVAC filed a Motion to Dismiss the Amended Complaint
4 [Dkt.24].
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6 5. Plaintiff's Response to LVAC's Motion to Dismiss Amended Complaint is due
7 January 28, 2019.

8 6. Plaintiff and LVAC have agreed to extend Plaintiff's time to file their response in
9 seven days in order to consider the arguments raised by LVAC. As a result, both Plaintiff and
10 LVAC hereby request this Court to further extend the date for Plaintiff to file their response to
11 Motion to Dismiss Amended Complaint until **February 4, 2019**, and LVAC to file its reply until
12 **February 19, 2019**.¹ This agreement is made in good faith, is not interposed for delay, and is not
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27 ¹ February 18, 2019 is a holiday.

1 filed for an improper purpose.

2 Respectfully submitted,
3 January 25, 2019.

4 /s/ Miles N. Clark

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***Kibbee v. Smith-Palluck Associates Corp.
2:18-cv-01848-APG-GWF***

ORDER GRANTING
JOINT MOTION AND ORDER TO EXTEND TIME FOR PLAINTIFF TO FILE
RESPONSE AND DEFENDANT TO FILE REPLY TO MOTION TO DISMISS
AMENDED COMPLAINT [ECF DKT. 24]

IT IS SO ORDERED.

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22 UNITED STATES DISTRICT JUDGE

23 Dated: January 28, 2019.